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UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON

**LORI WAKEFIELD**, individually and on  
behalf of a class of all others similarly  
situated,

*Plaintiff,*  
*v.*

**VISALUS, INC.**, a Nevada corporation,

*Defendant.*

No. 3:15-cv-01857-SI

**PLAINTIFF'S UPDATED STATUS  
REPORT REGARDING LIFTING  
STAY**

Plaintiff Lori Wakefield (“Plaintiff”) is filing this report to update the Court that the parties were unable to reach a resolution through mediation and that the stay entered by the Court should be lifted.

1. After delays caused by the onset of the Covid-19 pandemic, the parties participated in a mediation on May 21, 2020, with the Hon. James F. Holderman (ret.) of JAMS via ZOOM videoconference. (*See* Dkt. 368, ¶ 5.)

2. Although the parties did not reach a settlement during the mediation, the parties agreed to have a second mediation with Judge Holderman. (*See* Dkt. 370.)

3. Based on that understanding, Plaintiff requested a further extension of time until August 3, which the Court granted. (Dkt. 371.)

4. Given recent developments, Plaintiff does not believe that a second mediation will result in a resolution that would have been acceptable to the Class or the Court.

WHEREFORE, Plaintiff respectfully requests that the Court lift the stay, deny Defendant’s post-trial motion challenging the constitutionality of the statutory damages (Dkt. 358), and proceed to enter judgment in favor of Plaintiff and the Class.

Respectfully submitted,

**LORI WAKEFIELD**, individually and on behalf of a class of all others similarly situated,

Dated: June 23, 2020

/s/ Lily E. Hough  
*One of Plaintiff’s Attorneys*

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**CERTIFICATE OF SERVICE**

I, Lily E. Hough an attorney, certify that on June 23, 2020, I served the foregoing by causing true and accurate copies of such paper to be transmitted to all counsel of record via the Court's CM/ECF electronic filing system.

\_\_\_\_\_/s/ Lily E. Hough\_\_\_\_\_